

SON IS ACCUSED OF SWINDLING MOTHER

Durycia R. Robinson of Dutchess County Charged With a \$5,000 Fraud.

SUIT FILED BY HIS SISTER

Defendant Is Directed to Report Made by Referee to Account for Money.

A report filed in the Supreme Court yesterday by Paul L. Kierman, as referee, upholds charges made against Durycia Robinson, a Dutchess county farmer, and chief owner of the East Flank Telephone Company, of converting to his own use more than \$50,000 from the estate of his mother, Mrs. Phoebe H. Robinson, who died at Marienbad, Austria, in 1910. Robinson is directed to account for this money.

The decision is made in a suit filed by Robinson's sister, Mrs. Helen R. Zoggo of Florence, Italy, and her daughter, Mrs. Mary R. Albee, wife of Dr. George C. Albee of 324 West 103d street. The two women brought an action for the removal of Robinson and Edward E. Perkins, president of the First National Bank of Poughkeepsie, and recently appointed treasurer of the Democratic State committee, as executors and trustees under Mrs. Robinson's will. A decree in the case orders Robinson removed and the New York Trust Company appointed in his place, but the charges against Mr. Perkins are not sustained and he remains.

Alfred H. Holbrook, attorney for the plaintiffs, pointed out that for many years Mrs. Robinson gave her son an average of \$10,000 a year until 1909. In that year the money Robinson said he got from his mother as a gift suddenly increased to \$12,524, and the next year he got property worth \$60,889.

Acted as Confidential Adviser. The referee says that in Mrs. Robinson's will she left her son all her real estate, both in Dutchess county and elsewhere, and put the remainder of the estate in trust for her son and the plaintiffs. The referee finds that from the death of Mrs. Robinson's husband in 1895 her son acted as her confidential adviser and held her power of attorney to manage or sell her estate. She also supplied him with checks which she had signed in blank to enable him to transact her business.

The report states that at the time of her death Mrs. Robinson was 84 years old and had been ill for some time. Her health gradually declined and she entrusted her affairs more and more to her son. In 1909 she agreed to sell her property at 31 West Forty-fourth street, New York city, for \$115,000, and the purchaser paid \$15,000 in cash and gave a mortgage for \$100,000. Mrs. Robinson gave her son the mortgage, but the report says, he also took the \$15,000 and deposited it to his own account. The referee says that Robinson at first denied that he got the \$15,000, but later admitted on the trial that he received it and explained that it was a commission for the sale of the property.

The referee says the testimony showed that a real estate firm got \$115,000 commission for the deal. There is no proof that Mrs. Robinson gave the money to her son, says the referee, and he finds that Robinson misused the money and that he had bought through Mr. Perkins stock in the Poughkeepsie Light, Heat and Power Company and the Central Hudson Gas and Electric Company. Perkins admitted that he put the stock in his own name at the request of Robinson, and said he thought Robinson wanted this done so he would look after Robinson's interest in the company.

Chicago Property Sold. The referee also finds that in the summer of 1909 Robinson went to Chicago and sold property his mother owned there for \$12,524 and took a draft for \$12,524 to her order. On his return to New York he ordered his mother's name on the draft and deposited it in his account in the Poughkeepsie Trust Company. In 1910 Robinson accounted for the \$12,524 as well as the \$15,000, the referee says.

"This act constituted a violation of his confidential relation as her agent and adviser," the referee says.

BALTIMORE POLICE SHAKEUP

Was "High Up" Said to Be Controlled by Democratic Machine.

BALTIMORE, June 6.—Not in many years has there been such a shake-up of the local police as has just taken place. Deputy Marshal Manning was charged with directing the captains and patrolmen to solicit subscriptions for the Democratic campaign fund and, rather than stand trial, asked to be retired. The grand jury is now investigating the case and a number of officers have been summoned.

Two captains have been permitted to retire and a third is now being "grilled." Patrolmen have been shifted and new assignments made to station houses. A half dozen detectives were demoted today and before another month passes Marshal Manning, who has been in command of the police department for years, will be superseded.

KANSAS GOVERNOR VINDICATED

Woman Loses Suit for Damages for Alleged Assault.

TOPEKA, Kan., June 6.—Mrs. Lusia West of Wichita, Kan., is not entitled to damages from Gov. Hodges of Kansas for an alleged assault and battery a jury in the case decided today after deliberating two minutes.

West alleged that while on a visit to the Governor's office on April 8 last the Governor struck her during a scuffle for possession of papers in the case of Frank Sullivan, a convict, to secure whose release Mrs. West had called at the executive office.

HANDSOMELY GOWNED WOMEN ADD TO THE BRILLIANCE OF THE PIPING ROCK COURSE



Copyright, 1914, by Underwood & Underwood.
Mr. and Mrs. Paul Cravath, Mrs. H. W. Warner, Mrs. W. C. Dickey and Mrs. C. D. Lathrop.

LOCUST VALLEY, L. I., June 6.—Piping Rock's greatest race meet took place today, sport of the highest character being provided in a glorious setting that made the fact that the horses were racing for big money purses sink into insignificance. Society and the ordinary element that goes to make up the attendance at race tracks crowded on each other's heels, and for hours before the first race the roads to the picturesque grounds at Locust Valley were blocked by a procession of automobiles. The later arrivals were so anxious to see the sport from beginning to end that many abandoned their cars and waded the last half mile of the journey to the track on foot.

All the owners who have gone to the extraordinary lengths to revive the sport of racing were represented in the events with the exception of R. T. Wilson, Jr., whose great steeplechaser Penobscot was scratched from the Whitney Memorial because of the death of Mr. Wilson's father-in-law. His absence was offset by the appearance for the first time at Piping Rock of J. E. Widener's horses. This owner is one of the most consistent supporters of races through the field, and there was general rejoicing when his entry—Relief and Compliment—finished first and second.

The turn of the wheel in the races for the Piping Rock subscription horses was toward the end of the field, and the turf, Frederick Johnson. By a clever stretch run the scarlet and orange cap was brought home a length in front of J. E. Aldred's Virginia Lass. The big event for two-year-olds, the Grab Bag Handicap, saw the popular light blue and brown cap of Harry Payne Whitney in the van, the Brookmick colt, Prince Henry, finishing in front of the biggest field of the day.

During the afternoon there was a constant promenade of boxholders along the lawn and through the wooded paddock. There was no race in which the members of society were not interested and the saddling of each horse was watched carefully by the friends of the owner, who gathered around him with good luck to his colors. The bright sunshiny day brought out gay crowds in profusion and it may safely be said that never before in this country was there an assemblage which so closely resembled the gatherings for which Goodwood and Ascot have so long been famous in England.

On the far side of the clubhouse the management had provided a free field for the residents of the neighborhood and there the villagers trooped to the number of 2,000. A large proportion of this crowd was made up of school children in charge of their teachers, and though wagers were few in this locality, there was an amount of cheering for the favorites.

Society Turns Out Strong to See Races

LOCUST VALLEY, L. I., June 6.—As nearly all of the country houses in the counties of Long Island are now well filled with guests, the big polo matches there was yesterday one of the largest and most fashionable gatherings ever seen at the beautiful course of the Piping Rock. Perfect weather had its share in making the day all that could be desired, and about the lawn, stands and paddock throughout the afternoon were groups of interested spectators and handsomely gowned women, the colors of whose costumes added much to the brilliant spectacle.

As usual there were numerous luncheons at the clubhouse before the races. Mr. and Mrs. Paul D. Cravath, Mr. and Mrs. Herbert M. Harriman, Thomas F. Ryan and Harvey S. Ladew were among those who entertained, and in evidence also were several members of the English polo team, including Lord and Lady Wimborne, Major and Mrs. E. Barrett, Mr. and Mrs. John Traill.

Viewing the races from the stand facing the turf straightaway were groups of interesting box parties. With Mr. and Mrs. Joseph S. Stevens, Mr. and Mrs. W. Bourke Cockran, Mr. and Mrs. Paulding Fostick, and near by sat Mr. and Mrs. Herbert M. Harriman, who had with them Mr. and Mrs. L. Townsend Burden, Mr. and Mrs. Henry C. Phillips, Mr. and Mrs. S. A. Warner, Baltazzi, Mrs. L. Stuart Wing, W. Bryce Wing, Mr. and Mrs. G. Louis Boissese, Mr. and Mrs. Henry Rogers Winthrop, Mrs. Richard Wharton, Mr. and Mrs. John W. Minton, and Miss Beatrice Pratt.

Others there were Miss Catherine L. Hamersley and her fiancé, Samuel M. Hinkley, Mr. and Mrs. Edwin Gould, Mr. and Mrs. Frederick Johnson, Mrs. Nelson Burr, Mrs. Arthur Scott Burden, Miss Eugenie Phillips, Mr. and Mrs. Charles Thiel, Paul Halsey, J. Borden Harrison, Mr. and Mrs. Lorillard Spencer, Mr. and Mrs. Oliver De Gray Vanderbilt, Jr., the Misses Margaret and Suzanne Warren, W. Dudley Carleton, Miss Jeanne Emmet, Mr. and Mrs. James A. Roosevelt, Miss Muriel Winthrop, Miss Edith Mortimer,

vorites from the free field which testified to the fact that racing can be successful without the accompaniment of betting. The Locust Valley band played in the free field so that the crowd there was as well cared for as the cash supporters of the meeting, who took their sport to the strains of Lander's band.

A local charity was the gainer to the extent of \$500 when Charles R. Fleischmann's Coropsis came home a winner of the first race. Mr. Fleischmann had presented the purse for this race, and when he sent two of the four starters to the post stated that in the event of his winning he would donate the prize money to the Matinecock Neighborhood Association to be used in furnishing the Burling Gables Memorial Hall at Locust Valley. H. Tucker, who rode Cloud, must have had some charitable idea in his own mind, for he handled his mount with such indifference that Mr. Fleischmann's Coropsis was able to win the big end of the purse by three lengths.

Mrs. Payne Whitney's Web Carter, running in the colors of H. P. Whitney, won the third race over the trying hunters' course of three miles. Gentlemen riders and the mounts, and Tommy Wright kept Web Carter up with the procession the whole way. Tyosa, the most dangerous contender, broke down going up the hill the second time and though Mr. H. E. Lewis brought his own Lamplblack up with a rush coming down the grade Web Carter had plenty in reserve and won easily by five lengths.

W. R. Coes' Election Bet, by virtue of three previous victories this season, was installed the choice for the fourth race, in which the Piping Rock subscription horses went a mile and a furlong, the greatest distance they have traveled yet. J. E. Aldred's Virginia Lass cut out the running with Frederick Johnson's Arlington second going down the backstretch. Election Bet was next to last, but Mr. Coes' filly came with her usual courage in the homestretch and landed a close third, Arlington, under the guidance of J. E. Aldred, being a length from Virginia Lass.

Of the twenty-seven named for the Whitney Memorial Steeplechase only six went to the post, and a tragedy in the good jumpers were among those declining the issue that the best steeplechaser has yet to be determined. The Widener stable—Relief and Compliment—was made favorite, but August Belmont's Mission and Ral Parra's Bailly had many supporters. Bailly was out of the running early when his bid and his rider had to pull him up. In the first turn of the course the Widener pair took the lead away from Clifton and with Haynes going to sleep on Mission had the race decided when Relief and Compliment, winning by a length from Virginia Lass.

There came nearly a tragedy in the Grab Bag Handicap, for which sixteen two-year-olds faced the starter. Double Eagle, one of the Quinby Stable pair, got off in front, but a jam behind him caused him to fall, and Frederick Johnson's son's Golden Plume to go down in a heap.

Frederick Johnson, Jr., Frederick T. Freilinghousen, Miss Mal Duncan Watson, Mrs. Anson W. Burchard, Miss Claire Bird, Miss Eleanor Lawrence, Mr. and Mrs. Irving Brookman, Mr. and Mrs. Howard Brookman, Madison Grant, Mr. and Mrs. K. G. Billings, Walter Watson, Howard Dickson, John Tucker, Henry W. Bull and Malcolm D. Sloane.

Among others present were Joseph E. Widener, Mr. and Mrs. Birdseye B. Lewis, Mrs. John D. Crimmins, Jr. and Mrs. William McNair, Mr. and Mrs. George E. Fahys, Louis Haight, John G. Milburn, Jr., Bradish G. Johnson, Mr. and Mrs. Robert C. Winnill, Mrs. Devereux Emmet, Miss Celeste Eustis, Miss Clarence Dolan, the Misses Dolan, Miss Emily Randolph and her fiancé, Philip Stevenson, Mr. and Mrs. Roland D. Allen, Mr. and Mrs. Franklin Mott Warner, Morgan J. O'Brien, Mr. and Mrs. Franklin L. Gunther, Mr. and Mrs. Wright Barclay, Sidney Dillon Ripley, Mr. and Mrs. Griswold A. Thompson, Mrs. Roger Minton, Mr. and Mrs. John W. Minton, Mr. and Mrs. Albert H. Ely, Frank L. Crocker and Shannon L. Meany.

F. Ambrose Clark drove his coach Red Jacket to the club grounds and during the afternoon some of his guests remained atop of the coach to watch the races. Among them were Mr. and Mrs. Joseph E. Widener, Mr. and Mrs. Thomas H. Huchcock, Miss Helene Hitchcock, P. Skiddy von Stade and Mrs. Clark.

There was an unusual amount of interest in the programme, as nearly all of the horses entered were owned by members of the Piping Rock organization.

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The Time Is Past To Buy a 1914 Car

The motorist is certainly not looking at 1914 when 1915 carries with it the 105 Refinements contributing to style, luxury, quality and convenience. The New Locomobile typifies the greatest advance in Automobile Construction.

The Locomobile Company of America

heap. Wolke, the rider of Golden Plume had his eye cut, but Hurlingame on Double Eagle escaped injury. There was a desperate race down the stretch in which it appeared that Joe Notter on H. P. Whitney's Prince Henry took a cut with his whip at Lamplblack. Notter, however, kept his own colt well in hand and won by the top weight, with Lamplblack third.

There was a shock for form players when Cloud, this time with Johnny Tucker instead of Harry in the saddle, came out and won the last race after being beaten in the first. Cloud kept close to the pace set by Noeskey and though headed by Willing in the stretch came again and won by three lengths. The summaries:

FIRST RACE.
The Suffolk Plate, for three-year-olds and upward; purse \$500, presented by Charles R. Fleischmann, to be ridden by officers of the United States army or gentlemen riders; rider of winner to receive plate presented by Philip Stevenson one mile and a furlong.
Horse and age. Wt. Jockey. Prices. Fin.
Cloud, 3, 132 Mr. H. Tucker 10-1 2-1 2-1
Lad of Langdon, 4, 132 Mr. E. G. G. 10-1 2-1 2-1
Spectator, 4, 132 Mr. E. G. G. 10-1 2-1 2-1
"Coupled as Fleischmann entry."

Good start; won easily; Coropsis, ch. g., by Oranstead—Gillie Belle, owned by C. R. Fleischmann, trained by F. E. Brown.
SECOND RACE.
The Glen Cove Plate Handicap; steeplechase, for three-year-olds and upward; purse \$500.
Horse and age. Wt. Jockey. Prices. Fin.
Web Carter, 3, 110 Jockey 12-1 4-1 2-1
Big Sam, 3, 110 Jockey 12-1 4-1 2-1
Subboreen, 4, 132 Allen 6-1 8-5 2-1
Spectator, 4, 132 Allen 6-1 8-5 2-1
P. H. 3, 132 Hannigan 12-1 4-1 4-1
P. H. 3, 132 Hannigan 12-1 4-1 4-1
"Coupled as Fleischmann entry."

Good start; won driving; Big Sandy, b. g., by Sandringham—Belle, owned by F. W. Sargent, Jr., trained by W. H. Henry.
THIRD RACE.
The Harvester Plate; steeplechase; handicap, for hunters, purse \$500, about one mile and a furlong.
Horse and age. Wt. Jockey. Prices. Fin.
Web Carter, 3, 110 Jockey 12-1 4-1 2-1
Big Sam, 3, 110 Jockey 12-1 4-1 2-1
Spectator, 4, 132 Allen 6-1 8-5 2-1
P. H. 3, 132 Hannigan 12-1 4-1 4-1
P. H. 3, 132 Hannigan 12-1 4-1 4-1
"Coupled as Fleischmann entry."

Good start; won easily; Relief, ch. g., aged, by Ellipse—Debuter, owned by F. E. Widener, trained by J. H. Lewis.
FOURTH RACE.
Piping Rock Subscription Serial Handicap; for hunters, purse \$500, about one mile and a furlong.
Horse and age. Wt. Jockey. Prices. Fin.
Arlington, 3, 110 Jockey 12-1 4-1 2-1
Virginia Lass, 3, 110 Jockey 12-1 4-1 2-1
Spectator, 4, 132 Allen 6-1 8-5 2-1
P. H. 3, 132 Hannigan 12-1 4-1 4-1
P. H. 3, 132 Hannigan 12-1 4-1 4-1
"Coupled as Fleischmann entry."

Good start; won easily; Relief, ch. g., aged, by Ellipse—Debuter, owned by F. E. Widener, trained by J. H. Lewis.
FIFTH RACE.
Whitney Memorial Steeplechase; handicap for four-year-olds and upward; by subscription of \$25,000, about one mile and a furlong.
Horse and age. Wt. Jockey. Prices. Fin.
Web Carter, 3, 110 Jockey 12-1 4-1 2-1
Big Sam, 3, 110 Jockey 12-1 4-1 2-1
Spectator, 4, 132 Allen 6-1 8-5 2-1
P. H. 3, 132 Hannigan 12-1 4-1 4-1
P. H. 3, 132 Hannigan 12-1 4-1 4-1
"Coupled as Fleischmann entry."

Good start; won easily; Relief, ch. g., aged, by Ellipse—Debuter, owned by F. E. Widener, trained by J. H. Lewis.
SIXTH RACE.
Piping Rock Grab Bag Handicap; for two-year-olds, by subscription of \$50, with \$1,000 added, about four and a half furlongs.
Horse and age. Wt. Jockey. Prices. Fin.
Arlington, 3, 110 Jockey 12-1 4-1 2-1
Virginia Lass, 3, 110 Jockey 12-1 4-1 2-1
Spectator, 4, 132 Allen 6-1 8-5 2-1
P. H. 3, 132 Hannigan 12-1 4-1 4-1
P. H. 3, 132 Hannigan 12-1 4-1 4-1
"Coupled as Fleischmann entry."

Good start; won easily; Relief, ch. g., aged, by Ellipse—Debuter, owned by F. E. Widener, trained by J. H. Lewis.
SEVENTH RACE.
Piping Rock National Plate Handicap; for hunters and hunters to be ridden by officers of the U. S. Army or gentlemen riders; about one mile and a half.
Horse and age. Wt. Jockey. Prices. Fin.
Cloud, 3, 132 Mr. H. Tucker 10-1 2-1 2-1
Lad of Langdon, 4, 132 Mr. E. G. G. 10-1 2-1 2-1
Spectator, 4, 132 Mr. E. G. G. 10-1 2-1 2-1
"Coupled as Fleischmann entry."

Good start; won easily; Relief, ch. g., aged, by Ellipse—Debuter, owned by F. E. Widener, trained by J. H. Lewis.
EIGHTH RACE.
Piping Rock National Plate Handicap; for hunters and hunters to be ridden by officers of the U. S. Army or gentlemen riders; about one mile and a half.
Horse and age. Wt. Jockey. Prices. Fin.
Cloud, 3, 132 Mr. H. Tucker 10-1 2-1 2-1
Lad of Langdon, 4, 132 Mr. E. G. G. 10-1 2-1 2-1
Spectator, 4, 132 Mr. E. G. G. 10-1 2-1 2-1
"Coupled as Fleischmann entry."

Good start; won easily; Relief, ch. g., aged, by Ellipse—Debuter, owned by F. E. Widener, trained by J. H. Lewis.
NINTH RACE.
Piping Rock National Plate Handicap; for hunters and hunters to be ridden by officers of the U. S. Army or gentlemen riders; about one mile and a half.
Horse and age. Wt. Jockey. Prices. Fin.
Cloud, 3, 132 Mr. H. Tucker 10-1 2-1 2-1
Lad of Langdon, 4, 132 Mr. E. G. G. 10-1 2-1 2-1
Spectator, 4, 132 Mr. E. G. G. 10-1 2-1 2-1
"Coupled as Fleischmann entry."

Good start; won easily; Relief, ch. g., aged, by Ellipse—Debuter, owned by F. E. Widener, trained by J. H. Lewis.
TENTH RACE.
Piping Rock National Plate Handicap; for hunters and hunters to be ridden by officers of the U. S. Army or gentlemen riders; about one mile and a half.
Horse and age. Wt. Jockey. Prices. Fin.
Cloud, 3, 132 Mr. H. Tucker 10-1 2-1 2-1
Lad of Langdon, 4, 132 Mr. E. G. G. 10-1 2-1 2-1
Spectator, 4, 132 Mr. E. G. G. 10-1 2-1 2-1
"Coupled as Fleischmann entry."

Good start; won easily; Relief, ch. g., aged, by Ellipse—Debuter, owned by F. E. Widener, trained by J. H. Lewis.
ELEVENTH RACE.
Piping Rock National Plate Handicap; for hunters and hunters to be ridden by officers of the U. S. Army or gentlemen riders; about one mile and a half.
Horse and age. Wt. Jockey. Prices. Fin.
Cloud, 3, 132 Mr. H. Tucker 10-1 2-1 2-1
Lad of Langdon, 4, 132 Mr. E. G. G. 10-1 2-1 2-1
Spectator, 4, 132 Mr. E. G. G. 10-1 2-1 2-1
"Coupled as Fleischmann entry."

Good start; won easily; Relief, ch. g., aged, by Ellipse—Debuter, owned by F. E. Widener, trained by J. H. Lewis.
TWELFTH RACE.
Piping Rock National Plate Handicap; for hunters and hunters to be ridden by officers of the U. S. Army or gentlemen riders; about one mile and a half.
Horse and age. Wt. Jockey. Prices. Fin.
Cloud, 3, 132 Mr. H. Tucker 10-1 2-1 2-1
Lad of Langdon, 4, 132 Mr. E. G. G. 10-1 2-1 2-1
Spectator, 4, 132 Mr. E. G. G. 10-1 2-1 2-1
"Coupled as Fleischmann entry."

READY TO BUY IN SITE FOR ST. BARTHOLOMEW'S

Wardens and Vestry Will Meet to Take Final Action Tomorrow Afternoon.

The wardens and vestry of St. Bartholomew's Protestant Episcopal Church will meet in the office of Henry Lewis Morris, senior warden, at 32 Liberty street, tomorrow afternoon to vote on the question of exercising the option for the purchase of the site now occupied by the F. & M. Schaefer Brewing Company in Park avenue, between Fifth and Fifth-first streets.

The standing committee of the diocese at a meeting last Thursday granted the application of St. Bartholomew's to move from the present church, at Madison avenue and Forty-fourth street, to the proposed edifice. The three possible obstacles were overcome. First, the consent of the Bishop, which was necessary, was obtained. Second, the consent of the standing committee, and third, there was no objection on the part of the three nearest parishes, namely those of St. Thomas, the Church of the Heavenly Rest and St. Mary the Virgin. The option on the site lasts until June 10.

Dr. E. H. Gould, treasurer of the church and chairman of the committee on site, said yesterday that the moment the site was bought an architect would be authorized to go ahead with the plans. He said that the financing of the new building had been arranged and that the sale of the present church was not necessary. "We cannot get possession of the property for eighteen months after purchase,"

SEARS' POVERTY AIDS DRIVER.

Too Poor, Attorney Announces, to Push Charges of Perjury.

Because the Rev. Frank W. Sears of the New Thought Church is too poor to pay for a copy of the minutes of the trial of the divorce suit brought by Dr. Julia Seton Sears he will not press charges of perjury against Morris Gramovitz, a chauffeur, whose story that he took Mr. Sears and Pauline Langdon to a Harlem hotel, caused Justice Gleicher to recommend that proceedings be taken before the District Attorney.

Bernard Flinschnick, attorney for Sears, said that in order to proceed against Gramovitz it would be necessary to have a copy of the minutes, and Mr. Sears was unable to pay for the transcript. "For this reason I am afraid we shall have to drop the matter," said the lawyer.

DEY ST. MAIL PLATFORM GOES.

City's Threat to Chop It Down Causes Hudson Terminal to Act.

The obstructive iron platform covering the Dey street sidewalk in front of the sub post office in the Hudson Terminal Building—the cause of two years dispute between the United States Government and New York city—was removed yesterday. The owners of the building had it done because Borough President Marks, after a parley with Postmaster-General Burleson, served notice that if the platform was not taken away by 5 o'clock on Monday morning he would send city workmen to chop it down.

City's threat to chop it down caused the Hudson Terminal to act. The owners of the building had it done because Borough President Marks, after a parley with Postmaster-General Burleson, served notice that if the platform was not taken away by 5 o'clock on Monday morning he would send city workmen to chop it down.

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